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9 *Attorneys for Plaintiffs*

6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 THE HOTEL EMPLOYEES AND RESTAURANT
9 EMPLOYEES INTERNATIONAL UNION
10 WELFARE FUND, by and through Bill Ward and
11 Thomas Zumtobel, its Fiduciaries; THE SOUTHERN
12 NEVADA CULINARY AND BARTENDERS
13 PENSION TRUST, by and through Rocco Calabrese,
14 its Fiduciary,

12 Plaintiffs,

13 vs.

14 MICHAEL VILLAMOR,

15 Defendant.

Case No. CV-S-04-01668-LDG-LRL

**PLAINTIFFS' NOTICE OF
COMPLETION OF JUDGMENT
DEBTOR EXAMINATION,
PETITION TO VACATE
HEARING SCHEDULED FOR
DEC. 8, 2010
and
ORDER VACATING HEARING**

17 A Judgment Debtor Examination was set by this Court for October 13, 2010 at 1:30 p.m.
18 Judgment Debtor Michael Villamor was ordered to appear at the examination but failed to appear.
19 On October 28, 2010 the Court entered an Order (Doc. #234) directing Mr. Villamor to appear in
20 Court on December 8, 2010 at 1:30 p.m. to show cause why he should not be held in contempt
21 and/or be sanctioned for his failure to appear.

22 The undersigned Counsel for the Plaintiffs now represents to the Court that Mr. Villamor has
23 since provided Plaintiffs with what they regard as a satisfactory explanation for his failure to appear,
24 that he voluntarily appeared at the offices of Counsel, and that he answered Plaintiffs' inquiries
25 under oath, as originally directed by the Court. Villamor also paid a sum of money to the Plaintiffs
26 which Plaintiffs accept as reimbursement of the fees incurred by the Plaintiffs relating to the October
27 13, 2010 hearing.
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1 In light of the foregoing information, which Plaintiffs believe obviates the need for any
2 further hearing regarding contempt and/or sanctions, Plaintiffs respectfully request that the Court
3 vacate its Order (Doc. #234) setting a hearing date in this matter for December 8, 2010.

4 Dated this 2nd day of December, 2010.

CHRISTENSEN JAMES & MARTIN

5 By: /s/ Daryl E. Martin
6 Daryl E. Martin, Esq.
7 7440 West Sahara Ave.
8 Las Vegas, NV 89117
9 Attorneys for Plaintiffs

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11 IT IS SO ORDERED. The hearing previously scheduled to occur in this matter on Dec. 8,
12 2010 at 1:30 pm. is hereby vacated.

13 This 3rd day of December, 2010.

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16 UNITED STATES MAGISTRATE JUDGE
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